

# Response under 37 C.F.R. § 1.116 Expedited Procedure **Examining Group 2686**

**PATENT** 

ATTORNEY DOCKET NO.: 041514-5133

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE						
In re A	Application of:					
Naofu	mi HIRAYAMA et al.	Confirmation No.: 8434				
Application No.: 09/898,489 )		Group Art Unit: 2686				
Filed:	July 5, 2001	Examiner: Iqbal, Khawar				
For:	INTERIOR IMAGE INFORMATION ) Mail Stop AF PROVIDING SYSTEM USING ) PORTABLE INFORMATION TERMINAL ) AND PORTABLE INFORMATION ) TERMINAL HAVING VERSATILE ) FUNCTIONS )					
U.S. P Custor	nissioner for Patents Patent and Trademark Office mer Window, <b>Mail Stop AF</b> Indria, VA 22314					
Sir:						
	AMENDMENT TRANSI	MITTAL FORM				
1.	Transmitted herewith is an Amendment in response to the Office Action dated August 3, 2004 (Paper No. 9) and the Advisory Action dated December 28, 2004.					
2.	Additional papers enclosed:					
	Submission of Replacement Drawing Sheets Submission of Revocation of Original Power of Attorney and Grant of New Power of Attorney Change of Correspondence Address Change of Attorney Docket Number Information Disclosure Statement Form PTO-1449, references included Citations Declaration of Biological Deposit					
1-WA/23	34894.1	2005 1153				

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		Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.				
3.	3. Extension of Time  The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.					
	Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Apinadvertently overlooked the need for a petition and fee for extension of time is required.					
	Applicants petition for an extension of time, the fees for which are set ou 37 C.F.R. § 1.17(a), for the total number of months checked below:					
		Total Months Requested	Fee for Extension	[Fee for Small Entity]		
		one month two months three months four months	\$ 120.00 \$ 450.00 \$ 1,020.00 \$ 1,590.00	\$ 60.00 \$ 225.00 \$ 510.00 \$ 795.00		
	Extension of time fee due with this request: \$1,020.00					
	If an additional extension of time is required, please consider this a Petition therefor.					
		An extension for therefor of extension now reques	is deducted from the t	been secured and the fee paid otal fee due for the total months of		
4.	Constructive Petition					
	EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Comminereby authorized by this paper to charge any additional fees during pendency of this application including fees due under 37 C.F.R. §§ 1 which may be required, including any required extension of time fee any overpayment to Deposit Account 50-0310. This paragraph is in CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in with 37 C.F.R. § 1.136(a)(3).					

## 5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	21	minus	21	0	x \$50 each =	+ \$0.00
Independent Claims (37 C.F.R.§1.16(b))	5	minus	5	0	x \$200 each =	+ \$0.00
[] First presentation of Multiple dependent claim(s) \$360.00						+ \$0.00
SUB-TOTAL =						\$0.00
Reduction by ½ for filing by a small entity						- \$0.00
TOTAL FEE =					\$0.00	

## 6. <u>Fee Payment</u>

	No fee is to be paid at this time.
$\boxtimes$	The Commissioner is hereby authorized to charge \$1,020.00 to Deposit Account No. 50-0310 for the three-month extension of time fee.
$\boxtimes$	The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated: February 1, 2005

By:

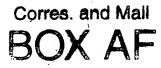
Paul A. Fournier Reg. No. 41,023

CUSTOMER NO. 09629 MORGAN, LEWIS & BOCKIUS LLP

1111 Pennsylvania Avenue, N.W.

Washington, D.C. 20004

Tel. 202-739-3000 Fax 202-739-3001





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Commissioner for Patents U.S. Patent and Trademark Office Customer Window, **Mail Stop AF** Alexandria, VA 22314

Sir:

#### **AMENDMENT**

In response to the Final Office Action dated August 3, 2004 (Paper No. 9) and the Advisory Action dated December 28, 2004, and pursuant to 37 C.F.R. § 1.116, the period for response to which extends through February 3, 2005 by the concurrently filed petition for a three-month extension of time and corresponding fee payment, entry of the following amendments is respectfully requested to place the application in clear condition for allowance or, alternatively, in better form for appeal: